

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICANT : Moscarello et al

INVENTION: : METHOD FOR DIAGNOSING MULTIPLE  
SCHLEROSIS AND AN ASSAY THEREFOR

SERIAL NUMBER : 09/992,174

FILING DATE : November 14, 2001

EXAMINER: : Counts, Gary W.

GROUP ART UNIT : 1641

ATTORNEY DOCKET NO. : 2132.024

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the references cited on the accompanying form PTO-1449 are hereby brought to the attention of the Examiner for independent evaluation. A copy of each reference is enclosed.

In accordance with 37 C.F.R. §1.97(e), Applicants hereby certify that each item of information contained in the accompanying Supplemental Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office, namely an International Search Report for a counterpart International patent application. A copy of the International Search Report is also enclosed, which satisfies the requirement for a concise statement of relevancy pursuant to M.P.E.P. §609 (1995).

Because this Supplemental Information Disclosure Statement is submitted more than three months from issuance of the International Search Report and after receipt of a substantive Office Action on the merits, the Commissioner for Patents is hereby authorized to charge the appropriate fee of \$180.00 required under 37 CFR §1.17(p) to Deposit Account No. 50-1803.

Express Mail No. EV531127243US

06/03/2005 MAHNE1 00000059 501803 09992174

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Applicants submit that the present invention is patentable over these references.

Accordingly, pursuant to 37 C.F.R. §1.97(e), Applicants request consideration and entry of the Supplemental Information Disclosure Statement.

Date: 5/31/2006

Respectfully submitted,

By: Ferris H. Lander

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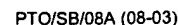
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**Complete if Known**

Application Number	09/992,174
Filing Date	11/14/2001
First Named Inventor	Mario Moscarello
Art Unit	1641
Examiner Name	Gary W. Counts
Attorney Docket Number	2132.024

Sheet	1	of	2
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## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

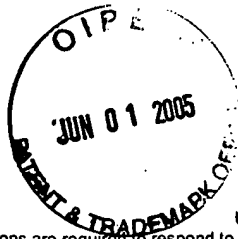
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/992,174
				Filing Date	11/14/2001
				First Named Inventor	Mario Moscarello
				Art Unit	1641
				Examiner Name	Gary W. Counts
Sheet	2	of	2	Attorney Docket Number	2132.024

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		J. TERRYBERRY et al, "Autoantibodies in Neurodegenerative Diseases: Antigen-Specific Frequencies and Intrathecal Analysis", Neurobiology of Aging, 19(3):205-216 (1998)	
		M. GUPTA, "Myelin Basic Protein and Demyelinating Diseases", Critical Review in Clinical Laboratory Sciences, 24(4):287-314 (1987)	
		L. HUGHES et al, "Antibody Responses to Acinetobacter spp. and Pseudomonas aeruginosa in Multiple Sclerosis: Prospects for Diagnosis Using the Myelin-Acinetobacter-Neurofilament Antibody Index", Clinical and Diagnostic Laboratory Immunology, 8(6):1181-1188 (November, 2001)	
		K. AKIYAMA, "Highly Sensitive- -D-Galactosidase-Linked Immunosorbent Assay for Anti-Myelin Basic Protein Antibody", Japan J. Exp. Med., 53(4):181-185 (August, 1983)	
		S. MAZZUCCO et al, "A Synthetic Glycopeptide of Human Myelin Oligodendrocyte Glycoprotein to Detect Antibody Responses in Multiple Sclerosis and Other Neurological Diseases", Bioorganic & Medicinal Chemistry Letters, 9(2):167-172 (January, 1999)	
		A. CHAMCZUK et al, "A Rapid ELISA-based Serum Assay for Myelin Basic Protein in Multiple Sclerosis", J. Immunol. Meth., 262(1-2):21-27 (April, 2002)	

Examiner Signature		Date Considered	
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